

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), both shipments consisted in part of a decomposed substance by reason of the presence of mold, and one shipment consisted in part of a filthy substance by reason of the presence of maggots, fruit fly eggs, and insect fragments; and, Section 402 (a) (4), the article had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** October 2, 1947. A plea of nolo contendere having been entered on behalf of the defendant, a fine of \$1,000 was imposed.

**12009. Adulteration of cola sirup and imitation fruit sirups. U. S. v. 152 Jars \* \* \* (and 2 other seizure actions).** (F. D. C. Nos. 22263, 22305, 22651. Sample Nos. 54352-H, 54361-H, 68509-H, 68510-H, 68512-H, 68514-H, 68515-H.)

**LIBELS FILED:** February 6 and 26 and April 9, 1947, Middle and Western Districts of North Carolina and Western District of Missouri.

**ALLEGED SHIPMENT:** Between the approximate dates of September 17, 1946, and February 15, 1947, by Flavour Industries, Inc., from Chicago, Ill.

**PRODUCT:** 152 1-gallon jars of cola sirup at North Wilkesboro, N. C.; 55 1-gallon jugs of imitation orange sirup at Charlotte, N. C.; and 35 cases, each containing 4 1-gallon jugs, of imitation lemon, lime, orange, and cherry sirups at Independence, Mo.

**LABEL, IN PART:** "Leola Cola Syrup," "Imitation Orange Syrup [or "Lemon Syrup," "Lime Syrup," or "Cherry Syrup"]."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (4), saccharin had been mixed and packed with the articles so as to reduce their quality and strength and make them appear better and of greater value than they were.

**DISPOSITION:** May 5, 21, and 23, 1947. Default decrees of condemnation. The North Wilkesboro and Independence lots were ordered destroyed, and the Charlotte lot was ordered delivered to a public institution.

**12010. Adulteration of fountain sirup. U. S. v. 46 Jars \* \* \*. (F. D. C. No. 22111. Sample No. 54338-H.)**

**LIBEL FILED:** December 23, 1946, Middle District of North Carolina.

**ALLEGED SHIPMENT:** On or about July 26, 1946, by J. J. Brodsky & Sons, from Chicago, Ill.

**PRODUCT:** 46 1-gallon jars of fountain sirup at Biscoe, N. C.

**LABEL, IN PART:** "Flavour Industries Inc. Chicago 7, Ill. Leola Cola Syrup."

**NATURE OF CHARGE:** Adulteration, Section 402(b) (4), saccharin, a substance having no food value, had been added to the article and mixed and packed with it so as to reduce its quality or strength and make it appear to be a fountain sirup sweetened with sugar, which is better and of greater value than the article.

**DISPOSITION:** March 21, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**12011. Adulteration of malt sirup. U. S. v. 92 Drums \* \* \* (and 1 other seizure action).** (F. D. C. Nos. 22707, 22726. Sample Nos. 64482-H, 65978-H.)

**LIBELS FILED:** March 17 and 26, 1947, Eastern Districts of Pennsylvania and New York.

**ALLEGED SHIPMENT:** On or about February 14 and March 3, 1947, by the Malt Products Corp., from Maywood, N. J.

**PRODUCT:** 20 700-pound drums of malt sirup at Long Island City, N. Y., and 92 640-pound drums of the same product at Philadelphia, Pa.

**LABEL, IN PART:** "Superior Maltose Syrup."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insects and rodent hairs; and, Section 402 (a) (4), (Long Island City lot) it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** March 24 and April 16, 1947. The Malt Products Corp., Maywood, N. J., claimant, having consented to the entry of a decree, judgments of condemnation were entered. It was ordered that the Philadelphia lot be

released under bond, conditioned that the fit portion be converted into animal feed and that the unfit portion be destroyed. The Long Island City lot was ordered destroyed.

**12012. Adulteration of malt sirup. U. S. v. 24 Drums \* \* \*. (F. D. C. No. 22426. Sample No. 54102-H.)**

**LIBEL FILED:** January 23, 1947, Southern District of Indiana.

**ALLEGED SHIPMENT:** On or about November 22, 1946, by the Waverly Sugar Co., from Waverly, Iowa.

**PRODUCT:** 24 drums, each containing 55 gallons, of malt sirup at Indianapolis, Ind.

**LABEL, IN PART:** "Waverly Sugar Co. Wascose Gold Syrup."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article was unfit for food by reason of its phenol-like odor and taste.

**DISPOSITION:** May 2, 1947. Default decree of forfeiture and destruction.

## CEREALS AND CEREAL PRODUCTS

### BAKERY PRODUCTS

**12013. Adulteration of bakery products. U. S. v. Eddy Bakery Company. Plea of guilty. Fine, \$300. (F. D. C. No. 22080. Sample Nos. 50866-H to 50873-H, incl.)**

**INFORMATION FILED:** May 20, 1947, Western District of Wisconsin, against the Eddy Bakery Co., a corporation, Superior, Wis.

**ALLEGED SHIPMENT:** On or about January 29 and 30, 1947, from the State of Wisconsin into the State of Minnesota.

**LABEL, IN PART:** "Piggly Wiggly White Sliced \* \* \* Enriched Bread," "Leamon's \* \* \* Hollywood Bread," "Mrs. Leamon's Old Fashioned Bread," "Eddy's Sandwich Buns," or "Sally Ann Cakes \* \* \* Sweet Rolls."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the articles consisted in part of filthy substances by reason of the presence of insects, insect fragments, rodent hair fragments, and feather fragments; and, Section 402 (a) (4), they had been prepared and packed under insanitary conditions whereby they may have become contaminated with filth.

**DISPOSITION:** July 14, 1947. A plea of guilty having been entered, the court imposed a fine of \$150 on each of the 2 counts of the information.

**12014. Adulteration of cookies. U. S. v. 56 Cartons \* \* \*. (F. D. C. No. 22290. Sample No. 64868-H.)**

**LIBEL FILED:** February 17, 1947, Eastern District of New York.

**ALLEGED SHIPMENT:** On or about January 29, 1947, by the D. F. Stauffer Biscuit Co., Inc., from York, Pa.

**PRODUCT:** 56 4½-pound cartons of cookies at Brooklyn, N. Y.

**LABEL, IN PART:** "Dainties \* \* \* Distributed by Atlantic Biscuit Co. Brooklyn, N. Y."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of rodent hair fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** April 17, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**12015. Adulteration and misbranding of vanilla wafers. U. S. v. 40 Cartons \* \* \*. (F. D. C. No. 22527. Sample No. 67997-H.)**

**LIBEL FILED:** On or about February 20, 1947, Western District of Missouri.

**ALLEGED SHIPMENT:** On or about December 9, 1946, by Holland Maid Bakeries, from Tulsa, Okla.

**PRODUCT:** 40 cartons, each containing 30 5½- or 6-ounce packages, of vanilla wafers at Clinton, Mo.

**LABEL, IN PART:** "Holland Maid Vanilla Wafers Net Weight 5½ ozs. [or "6 ozs."] or over."